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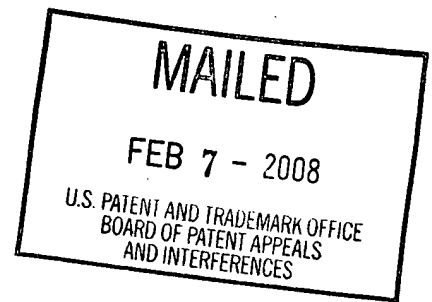
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte KEVIN T. CONNELLY

Application No. 10/613,946



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on January 24, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

On February 21, 2007, appellants filed an Appeal Brief. A review of the file reveals that claim 1 in the appendix of the Appeal Brief is not consistent as amended in the Amendment filed on March 10, 2006. Appropriate correction required.

In addition, the headings "Evidence Appendix" and "Related Proceedings Appendix" are missing from the Appeal Brief.

Accordingly, it is

ORDERED that the application is returned to the Examiner:

- 1) hold the Appeal Brief of February 21, 2007 defective;
- 2) have the applicant file a Supplemental Appeal Brief in compliance with 37 CFR § 41.37; and
- 3) such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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PJN/dal

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